AUG 18 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor

: Vasilios Toutountzis

Appln. No.

: 08/859,561

Filed

: May 20, 1997

Title

: TERMITE CONTROL

Docket No.

: T257.312-5

Group Art Unit: 3621

Examiner: R. Canfield

PETITION UNDER 37 CFR 1.183

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.183 and as required by the March 9, 2005 Office Action, Applicant hereby petitions for waiver of 37 CFR 1.125(d) and 37 CFR 1.173(a)(1) so applicant may meet the Examiner's request for filing of a substitute specification. The petition fee under 37 CFR 1.17(f) of \$400.00 is enclosed herewith.

Respectfully submitted,

SHEWCHUK IP SERVICES, LLC

D. Shewchuk, Reg. No. 37,235

533 77th Street West Eagan, MN 55121

Phone: (651) 331-9558

Fax: (651) 688-3348

AUG 2 2 2005

JDS

2008

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Rv.

Jeffic D. Shewchuk, Reg. No. 37,235

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Eagan, MN 55121

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JD\$

AUG 18 2005

FACSIMILE TRANSMISSION from JEFFREY D. SHEWCHUK



Intellectual Property for Growing Business

Patent, Trademark, Copyright and Unfair Competition Law

533 77th Street West, Eagan, Minnesota 55121

Phone: 651-331-9558

Fax: 651-688-3348

Date:

August 18, 2005

Total Number of Pages 6
(Including this Page)

To:

Examiner Robert Canfield

U.S. Patent and Trademark Office

Fax No.

(571) 273-8300

Phone No.

Subject: Response to Office Action

For

Our Files: T257.312-5

Your Ref.: 09/425,271

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AUG 18 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.

09/425,271

Filed

October 21, 1999

For Reissue of

Patent No.

5,417,017

Issued

May 23, 1995

Inventor

Vasilios Toutountzis

Title

TERMITE CONTROL

Docket No.

T257.312-5

Group Art Unit: 3635

Examiner: R. Canfield

LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 I CERTIFY THAT THIS PAPER IS BEING SENT BY FACSIMILE TRANSMISSION TO THE COMMISSIONER FOR PATENTS, FAX.

NO. 571-273-8300, BT DAY OF

Sir:

This is in response to the Office Action mailed on August 10, 2005. The Office Action stated that the petition under 37 C.F.R. 1.183 was not attached/enclosed with Applicant's response filed June 9, 2005. To the contrary, the petition under 37 C.F.R. 1.183 was attached with Applicant's response filed June 9, 2005 and received by the U.S. Patent and Trademark Office. Attached please find copies of:

- (a) postcard;
- (b) canceled check;
- (c) Petition Under 37 CFR 1.183;

all reflecting Applicant's filing and the USPTO's receipt of the Petition Under 37 CFR 1.183.

Inventor: Vasilios Toutountzis

Application No.: 09/425,271

-2-

Accordingly, the application is in condition for allowance, and reconsideration and notice to that effect is respectfully requested. The Examiner is invited to contact the undersigned at the telephone number listed below if such a call would in any way facilitate allowance of the application.

Respectfully submitted,

SHEWCHUK IP SERVICES, LLC

By:

Jeffrey W. Shewchuk, Reg. No. 37,235

533 77th Street West Eagan, MN 55121

Telephone: (651) 331-9558

Fax: (651) 688-3348

JDS

Rece' is hereby acknowledged by the Commissioner Patel_of the following items in the patent application-

JUN 18 2005

Inventor:

Vasilios TOUTOUNTZIS

Patent No.

5,417,017

Granted:

May 23, 1995 09/425;271

Appin. No.:

October 21, 1999

Filing Date: Title:

Our File No.:

TERMITE CONTROL

T257.312-5

1. Checks for \$400 and \$60

2. Petition For Extension of Time

3. Amendment

4. Letter to Official Draftsman, with eight drawing sheets

5. Petition Under 37 C.F.R. 1.183

6. Supplemental Declaration

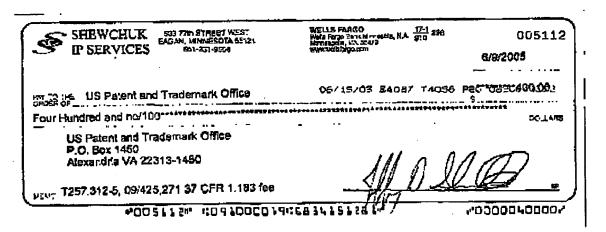
<u>JDS</u>

June 9, 2005



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5112	06/15/05	\$400.00	BUSINESS CHECKING 683-4151xxx	





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